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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



1st Application
Inventor: Alexander Fairgrieve et al.
Appl. No.: 10/612,579
Confir. No.: 4256
Filed: July 2, 2003
Title: Systems and Methods for Automatic Power Control of Laser Diodes

PATENT APPLICATION

Art Unit: 2651
Examiner: Unknown

Docket No. ELAN-01106US1

CERTIFICATE OF MAILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Alexandria, VA 22313-1450, on the date shown below.

By: _____ Dated: _____
Linda Saunders

SECOND INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

It is requested that the information identified in this statement be considered by the Examiner and made of record in the above-identified application. This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 CFR §1.56. If this is a continuation, divisional or continuation-in-part application, it is understood that the Examiner will consider all information which was considered by the Office in a parent application. MPEP §609. Such information therefore is not listed herein unless it is desired that the information be printed on a patent issuing from the subject application.

Enclosed with this statement are the following:

- Form PTO-1449. The Examiner is requested to initial the form and return it to the undersigned in accordance with MPEP §609.
- The present application is being/was filed after June 30, 2003. In accordance with the pre-Official Gazette waiver of 37 CFR 1.98 (a)(2)(i) posted at pac/dapp/opla/preognotice/idswouscopies.htm, copies of cited U.S. patents and publications are not enclosed. Copies of cited foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR §1.98(a)(2), as still required.
- The present application was filed prior to June 30, 2003. A copy of each cited document as required by 37 CFR §1.98 is enclosed.

This statement should be considered because:

- 37 CFR §1.97(b).** This statement qualifies under 37 CFR §1.97, subsection (b) because:
 - (1) It is being filed within three months of the filing date of an application other than a continued prosecution application under §1.53(d);
-- OR --

- (2) It is being filed within 3 months of entry of a national stage;
-- OR --
- (3) It is being filed before the mailing date of the first Office Action on the merits,
-- OR --
- (4) It is being filed before the mailing date of the first Office Action after the filing of a Request for Continued Examination under 37 CFR §1.114.

X A copy of the PCT Search Report, within which one or more of the documents being submitted herewith was/were cited, is enclosed herewith.

X **Fee Authorization.** The Commissioner is hereby authorized to charge underpayment of any additional fees or credit any overpayment associated with this communication to Deposit Account No. 06-1325.

Respectfully submitted,

Date: 9/16/04

By: Jeffrey R. Kurin

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FORM PTO-1449
(Substitute)

SEP 20 2004

US DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

Attorney Docket Number
ELAN-01106US1

Serial No.
10/612,579

INFORMATION DISCLOSURE CITATION
BY APPLICANT

(Use several sheets if necessary)

Applicant

Alexander Fairgrieve et al.

Filing Date

July 2, 2003

Group Art Unit

2651

U.S. PATENTS

Examiner Initial		Patent Number	Issue Date	Name	Class	Subclass	Filing Date
		4,856,011 A	8/8/1989	Isamu et al			

U.S. PATENT PUBLICATIONS

Examiner Initial		Patent Application Publication Number		Publication Date	Applicant	
		2001/026566 A1		10/4/2001	Makoto et al.	

PENDING U.S. PATENT APPLICATIONS

Examiner Initial		Application Number	Filing Date	Inventor	Petition to Expunge	
					Yes	No

FOREIGN PATENT DOCUMENTS

Examiner Initial		Document Number	Publication Date	Country	Translation	
					Yes	No
1.		WO01/57969 A1	8/9/2001	International	✓	
2.		EP 0497431 A1	8/5/1992	Europe	✓	

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

EXAMINER: Initial if references considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

*1 = Copy not submitted because it was submitted in prior application _____ / _____, filed _____, 20_____, and relied upon under 35 USC §120.

*2 = Copy not submitted because it was submitted in prior application _____ / _____, filed _____, 20_____, and relied upon under 35 USC §120.